

**HOUSE JOURNAL
64TH LEGISLATURE
SIXTH LEGISLATIVE DAY**

Helena, Montana
January 12, 2015

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative McKamey. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Fiscus, Dunwell, excused. Quorum present.

BILLS (Welborn, Chair): 1/12/2015

Correctly printed: **HB 39, HB 40, HB 90.**
Transmitted to the Senate: **HB 1, HB 122.**

LEGISLATIVE ADMINISTRATION (Welborn, Chair): 1/12/2015

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 9, 2015:

Jarryd Fischer, Rexford, MT
Kate Beaver, Helena, MT
Aimee Blackwell, Florence, MT
Danielle Peterson, Stevensville, MT

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 12, 2015:

Seth Wagner, Whitefish, MT
Lauren Fordham, Laurel, MT
Trevor Raulston, Helena, MT
Philip Rhodes, Kila, MT

Report Adopted.

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (Greef, Chair): 1/8/2015
HB 40, do pass. Report adopted.

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NATURAL RESOURCES (White, Chair): 1/9/2015
HB 39, do pass. Report adopted.

BUSINESS AND LABOR (Berry, Chair): 1/12/2015
HB 90, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 194, introduced by A. Redfield, referred to Agriculture.

HB 195, introduced by N. McConnell, referred to Judiciary.

HB 196, introduced by S. Webber, referred to Education.

HB 197, introduced by K. Regier, referred to Judiciary.

HB 198, introduced by K. Regier, referred to State Administration.

HB 199, introduced by J. Ellis, referred to Transportation.

HB 200, introduced by R. Pinocci, E. Arntzen, N. Ballance, S. Berglee, D. Brown, C. Clark, G. Custer, A. Doane, J. Fielder, C. Fiscus, K. Flynn, C. Glimm, D. Hagstrom, B. Harris, G. Hertz, J. Hinkle, K. Holmlund, D. Kary, A. Knudsen, D. Lamm, M. Lang, S. Laszloffy, S. Lavin, T. Manzella, W. McKamey, G. Meyers, M. Monforton, D. Mortensen, M. Noland, A. Olszewski, L. Randall, K. Regier, V. Ricci, R. Ripley, S. Sales, D. Salomon, S. Staffanson, N. Swandal, J. Taylor, F. Thomas, B. Tschida, G. Vance, K. Wagoner, R. Webb, J. Welborn, A. Wittich, D. Zolnikov, J. Essmann, F. Garner, referred to Human Services.

HB 201, introduced by K. Regier, referred to Taxation.

HB 202, introduced by B. Bennett, J. Eck, S. Fitzpatrick, M. Funk, F. Garner, G. Hertz, S. Hess, D. Lamm, S. Laszloffy, W. McKamey, D. Mortensen, N. Schwaderer, K. Wagoner, referred to Transportation.

The following House bill was introduced, read first time, and referred to committee:

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion Carried. Representative Randall in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 63 - Representative Swanson moved **HB 63** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Hayman, Hertz, Hess, Hill,

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Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland,

Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Harris, Wittich.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 82 - Representative Hertz moved **HB 82** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Mr. Speaker.
Total 98

Nays: Tschida, Zolnikov.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 92 - Representative Funk moved **HB 92** do pass. Motion carried as follows:

Yeas: B. Bennett, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Flynn, Funk, Garner, Greef, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kip III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry,

Person, Pierson, Pope, Price, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 57

Nays: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Miller, Monforton, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 109 - Representative Salomon moved **HB 109** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 97

Nays: Burnett, Wittich, Zolnikov.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.
Total 0

HB 113 - Representative Fitzpatrick moved **HB 113** do pass. Motion **failed** as follows:

Yeas: Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Fiscus, Fitzpatrick, Flynn, Garner, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Monforton, Noland, Osmundson, Pinocci, Randall, Redfield, Ricci, Richmond, Salomon, Schwaderer, Staffanson, Welborn, Zolnikov, Mr. Speaker.
Total 42

Nays: Ballance, B. Bennett, J. Bennett, Z. Brown, Court, Curdy, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Funk, Glimm, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kip III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Moore, Mortensen, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Regier, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, White, Williams, Wilson, Wittich, Woods.
Total 58

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Regier moved the committee rise and report. Motion Carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Randall moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

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Excused: Dunwell, Fiscus.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 1 passed as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: J. Bennett, Burnett, Glimm, Schwaderer, Wittich.
Total 5

Excused: Dunwell, Fiscus.
Total 2

Absent or not voting: None.
Total 0

HB 122 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson,

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Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Excused: Dunwell, Fiscus.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Regier moved **HB 185** be moved from the Transportation committee to the Education committee.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 180**
Motion Carried.
HB 180 (B. Smith, Chief Sponsor)
Lang.

SPECIAL ORDERS OF THE DAY

Representative Pierson requested the Speaker appoint a committee of four to announce to the Senate that the House has the Basketball Trophy from last session and that it is time to begin practicing for the biennial House vs Senate Basketball game to benefit the Boys and Girls Club of Helena.

The Speaker appointed Representatives Steenberg, Moore, Zolnikov and Pierson to inform the Senate. The House stood at ease awaiting the return of the committee.

Upon return of the committee it was announced that Representative Zac Brown will be in charge of this years game. The Speaker announced that whenever members of the House request to change their votes on a bill, they will be required to make a five dollar donation to the fund. In addition, if a phone goes off during session a donation will be made to the fund.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Tuesday, January 13, 2015. Motion carried.

House adjourned at 1:52 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House